



200608250095
Skagit County Auditor

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**SECOND AMENDMENT TO
LAND & BUILDING LEASE AGREEMENT
(Lease B-1)**

THIS Second Amendment to Land & Building Lease Agreement is made and entered into this 23rd day of August, 2006, between Bay Meadows, LLC, a Washington Limited Liability Company ("Landlord"), and **ALBERT W. BOETTCHER and CHARMAINE BOETTCHER**, husband and wife (collectively "Tenant").

RECITALS

A. On or about November 7, 2003, ANDERSON ROAD, LLC and Tenant entered into a lease of certain real property including two residences (rental house and a residence) and two acres, more or less, located north of Wilson Road in Skagit County, Washington, (hereinafter the "lease"). The landlord's interest in the lease was subsequently assigned to Bay Meadows, LLC.

B. On June 15, 2006, BAY MEADOWS, LLC and Tenant entered into an amendment to the original lease. The first amendment to the original lease was recorded under Skagit County AF #200606160052.

C. The parties have agreed to modify paragraph 1 "Property Description" of the first amendment to the original lease **from** Lots 13 and 14 of the Plat of Bay Meadows recorded November 28, 2005 under Skagit County AF #200511280180, specifically, Skagit County Assessor Parcel I.D. #P123855 and P123856 **to** include only Lot 14 of the Plat of Bay Meadows recorded November 28, 2005 under Skagit County AF #200511280180, specifically, Skagit County Assessor Parcel I.D. #P123856.

NOW, THEREFORE, the parties hereto agree as follows:

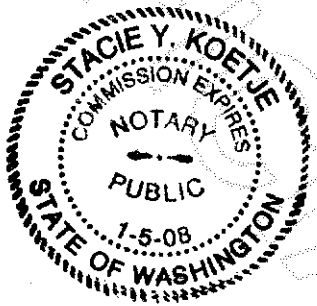
1. **Property Description.** The parties have agreed to modify paragraph 1 "Property Description" of the of the first amendment to the original lease **from** Lots 13 and 14 of the Plat of Bay Meadows recorded November 28, 2005 under Skagit County AF #200511280180, specifically, Skagit County Assessor Parcel I.D. #P123855 and P123856 **to** delete Lot 13 from the leased premises and to include only Lot 14 of the Plat of Bay Meadows recorded November 28, 2005 under Skagit County AF #200511280180, specifically, Skagit County Assessor Parcel I.D. #P123856, in the lease.

2. All provisions of the lease regarding or in any way affecting Lot 13 are hereby cancelled and terminated.

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Albert W. Boettcher and Charmaine Boettcher, husband and wife, are the persons who appeared before me and that they signed this instrument and acknowledge it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: August 23, 2006



Stacie Y. Koetje
Printed Name: STACIE Y KOETJE
NOTARY PUBLIC in and for the State of Washington,
residing at BURLINGTON, WA
My appointment expires: 1-5-08

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

AUG 25 2006

Amount Paid: 0
By [Signature] Skagit Co. Treasurer Deputy



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3. **Ratification of Lease as Amended.** Except as modified and amended herein, the original lease recorded November 10, 2003, under AF #200311100004 is hereby ratified and affirmed.

BAY MEADOWS, LLC

By: *Michael V. Fohn*
Michael V. Fohn
Managing Member
Landlord

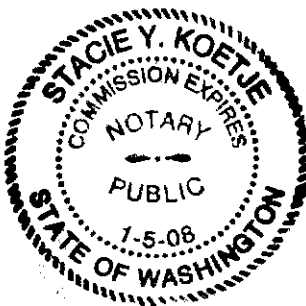
Albert W. Boettcher
Albert W. Boettcher, Tenant

Charmaine Boettcher
Charmaine Boettcher, Tenant

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Michael V. Fohn is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he is authorized to execute the instrument and acknowledged it as managing member of **BAY MEADOWS, LLC**, a Washington Limited Liability Company, to be the free and voluntary act of such parties for the uses and purposes mentioned in the instrument.

Dated: August 23, 2006



Stacie Y. Koetje

Printed Name: STACIE Y. KOETJE
NOTARY PUBLIC in and for the State of Washington,
residing at BURLINGTON, WA
My appointment expires: 1-5-08



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